		TATES DISTRICT COUNTY OF NEW	YORK	V						
	JOVA	ANI FASHION, LTD.,		: : :						
		-V-	Plaintiff(s),	: 23 Civ.1994 (LGS)						
	JOH	Z COUTURE, INC., TA	Defendant(s).	: : <u>CIVIL CASE</u> : <u>MANAGEMENT PLAN</u> : <u>AND SCHEDULING</u> : <u>ORDER</u> X						
LOR	NA G.	SCHOFIELD, United S	tates District Judge:							
Civ.	This P. 26(f)	_	t Plan is submitted b	y the parties in accordance with Fed. R.						
1.	proce 28 U	All parties [consent/ do not consentX] to conducting all further proceedings before a United States Magistrate Judge, including motions and trial. See 28 U.S.C. § 636(c). The parties are free to withhold consent without adverse substantive consequences. [If all parties consent, the remaining paragraphs need not be completed.]								
2.	The	The parties [have X / have not] conferred pursuant to Fed. R. Civ. P. 26(f).								
3.		This case is governed by one of the following sets of rules, and the parties' proposed dates in this order have been adjusted accordingly.								
	a.	An employment case governed by the Initial Discovery Protocols for Employmen cases? https://nysd.uscourts.gov/hon-lorna-g-schofield . [Yes/ NoX]								
	b.	A case governed by Local Civil Rule 83.10, Plan for Certain § 1983 Cases Against the City of New York? https://nysd.uscourts.gov/rules . [Yes/ NoX]								
	c.	1	.gov/rules and https:/	Rules and the Court's Individual Rules? //nysd.uscourts.gov/hon-lorna-g-						
	d.	Standards Act?								

	4.	Alternative Dispute Resolution/Settlement				
		a.	Settlement discussions [haveX/ have not] taken place.			
b.			Counsel for the parties have discussed an informal exchange of information in aid of early settlement and have agreed to exchange the following: Total sales estimate for each accused dress design and profits			
c. The parties shall file a joint letter requesting a referral for a settlement conference before Magistrate Judge			Counsel for the parties have discussed the use of the following alternate dispute resolution mechanisms for use in this case: (i) a settlement conference before a Magistrate Judge; (ii) participation in the District's Mediation Program; and (iii) retention of a private mediator. Counsel for the parties propose the following alternate dispute resolution mechanism for this case: Settlement conference before a Magistrate Judge			
Wang when		re				
ready for such a conference. The parties are apprised ^d . that due to the Magistrate Judges' heavy schedules, settlement conferences			Counsel for the parties recommend that the alternate dispute resolution mechanism designated in paragraph 4(c) be employed at the following point in the case (e.g., within the next 60 days; after the deposition of plaintiff is completed (specify date); after the close of fact discovery): After the exchange of document discovery			
are typically						
four to six v	-					
advance.		e.	The use of any alternative dispute resolution mechanism does not stay or modify any date in this Order.			
	5.	No ad	ditional parties may be joined after $6/20/2023$ without leave of Court.			
	6.	Amen	amended pleadings may be filed without leave of Court until $6/20/23$.			
	7.	4/25/2	nitial disclosures pursuant to Fed. R. Civ. P. 26(a)(1) shall be completed no later than /25/2023 days from the date of this Order. [Within 14 days of the parties' Rule 26(f) onference, absent exceptional circumstances.]			
	8.	Fact D	Discovery			
		a.	All fact discovery shall be completed no later than $9/5/2023$. [A period not to exceed 120 days, unless the Court finds that the case presents unique complexities or other exceptional circumstances.]			
		b.	Initial requests for production of documents pursuant to Fed. R. Civ. P. 34 shall be served by 5/1/2023 and 5/8/2023 for electronic search terms			

The deadlines contained in paragraphs 8(b) o 8(f) may be	c.	Responsive documents shall be produced by $6/1/2023$. Do the parties anticipate e-discovery? [Yes X / No]
changed by mutual agreement of	d.	Interrogatories pursuant to Fed. R. Civ. P. 33 shall be served by 5/1/2023.
he parties, provided all fact	e.	Depositions pursuant to Fed. R. Civ. P. 30, 31 shall be completed by 8/15/2023.
discovery is completed by September 5 ,	f.	Requests to admit pursuant to Fed. R. Civ. P. 36 shall be served by 6/10/2023.
2023.	g.	Any of the deadlines in paragraphs 8(b) through 8(f) may be extended by the written consent of all parties without application to the Court, provided that all fact discovery is completed by the date set forth in paragraph 8(a).
9.	Expert	Discovery [if applicable]
	a.	Anticipated types of experts if any: Design Experts, Damages Experts
	b.	If you have identified types of experts in question 9(a), all expert discovery shall be completed no later than
		types of experts. August 4, 2023
	c.	If you have identified types of experts in question 9(a), by
10.	This ca	ase [is X / is not] to be tried to a jury.
11.		el for the parties have conferred and their present best estimate of the length of trial 5 days

exchange of initial disclosures 12. described in	Other issues to be addressed at the Initial Pretrial Conference, including those set fort Fed. R. Civ. P. 26(f)(3), are set forth below:	th in
paragraph 7, the	Protective Order	
parties shall meet	- Date Cenantion detendants to brounce the fist of Netanets	
and confer in good	<u> </u>	
faith to identify any		
retailers that		
Plaintiff would like		
to add as parties.		

13. Status Letters and Conferences

Following the

June 2, 2023, and August 4, 2023,

a. By 8/1/2023 [60 days after the commencement of fact discovery], the parties shall submit a joint status letter, as outlined in Individual Rule IV.A.2.

September 17, 2023

November 15, 2023, at 4:10 P.M.

- - i. A party wishing to file a summary judgment or other dispositive motion shall file a pre-motion letter **at least two weeks before the** conference and in the form provided in the Court's Individual Rule III.A.1. Any party wishing to oppose shall file a responsive letter as provided in the same Individual Rule. The motion will be discussed at the conference. To join the conference, the parties shall call (888) 363-4749 and use Access Code 558-3333. The time of the conference is approximate, but the parties shall be ready to proceed at that time.
 - ii. If no pre-motion letter is timely filed, this conference will be canceled and the matter placed on the Court's trial-ready calendar. The parties will be notified of the assigned trial-ready date and the filing deadlines for pretrial submissions. The parties are warned that any settlement discussions will not stay pretrial deadlines or the trial date.

This Order may not be modified or the dates herein extended, except as provided in paragraph 8(g) or by further Order of this Court for good cause shown. Any application to modify or extend the dates herein, except as provided in paragraph 8(g), shall be made in a written application in accordance with the Court's Individual Rules and shall be made no less than 2 business days prior to the expiration of the date sought to be extended.

Notwithstanding any other rules governing discovery or other deadlines, the parties shall follow the deadlines set forth herein unless expressly ordered otherwise by the Court.

The Clerk of Court is directed to enter the dates under paragraphs 5, 6, 8(a), 9(b)-(c) and 13(a)-(c) into the Court's calendar, and to schedule the conference under paragraph 13(c) as a Pre-Motion Conference, even though the conference will be held by telephone.

SO ORDERED.

Dated: April 20, 2023

New York, New York

Lorńa G. Schofield

UNITED STATES DISTRICT JUDGE